

Entered on Docket

March 01, 2011

GLORIA L. FRANKLIN, CLERK  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA



1 PATRICK L. FORTE, #80050  
2 CORRINE BIELEJESKI, #244599  
3 LAW OFFICES OF PATRICK L. FORTE  
One Kaiser Plaza, #480  
3 Oakland, CA 94612  
Telephone: (510) 465-3328  
4 Facsimile: (510) 763-8354  
5 Attorneys for Debtor

The following constitutes  
the order of the court. Signed March 01, 2011

  
Roger L. Efremsky  
U.S. Bankruptcy Judge

6

7 UNITED STATES BANKRUPTCY COURT  
8 NORTHERN DISTRICT OF CALIFORNIA

9 **In re:**

10 **Case No. 10-72502 RE**

11 **EDDIE WILLIAMS,**

12 **Chapter 13**

13 **Debtor.**

14 **ORDER VALUING LIEN OF BANK OF  
15 AMERICA**

16 On January 21, 2011, Eddie Williams (hereinafter Debtor) served a  
17 motion to value the lien of Bank of America (hereinafter Lienholder)  
18 against the property commonly known as 1908 Calaveras Drive,  
19 Pittsburg, CA 94565, which lien was recorded in Contra Costa County on  
or about October 24, 2007 as document 029922100 (hereinafter the  
Lien).

20 The court finds that notice of the motion upon Lienholder was  
21 proper. Lienholder having failed to file timely opposition to Debtor's  
22 motion, the court hereby orders as follows:

23 (1) For purposes of Debtor's chapter 13 plan only, the Lien is  
24 valued at zero, Lienholder does not have a secured claim, and the Lien  
25 may not be enforced, pursuant to 11 U.S.C. §§ 506, 1322 (b) (2) and  
26 1327.

(2) This order shall become part of Debtor's confirmed chapter 13 plan.

(3) Upon entry of a discharge in Debtor's chapter 13 case, the Lien shall be voided for all purposes, and upon application by Debtor, the court will enter an appropriate form of judgment voiding the Lien.

(4) If Debtor's chapter 13 case is dismissed or converted to one under another chapter before Debtor obtains a discharge, this order shall cease to be effective and the Lien shall be retained to the extent recognized by applicable nonbankruptcy law, and upon application by the Lienholder, the court will enter an appropriate form of order restoring the Lien.

(5) Except as provided by separate, subsequent order of this court, the Lien may not be enforced so long as this order remains in effect.

\*\*\* END OF ORDER \*\*\*

COURT SERVICE LIST

Law Offices of Patrick L. Forte  
One Kaiser Plaza, Suite 480  
Oakland, CA 94612

Eddie Williams  
1908 Calaveras Drive  
Pittsburg, CA 94565

Attn: Officer  
Bank of America, National Association  
101 S. Tryon  
Charlotte, NC 28202

Attn: Officer  
Bank of America, National Association  
C/o CT Corporation System  
818 West Seventh St.  
Los Angeles, CA 90017

Attn: Officer  
Bank of America, NA  
P.O. Box 26078  
Greensboro, NC 27420

Attn: Officer  
BAC Home Loans Servicing, LP  
4500 Park Granada  
Calabasas, CA 91302

Attn: Officer  
BAC Home Loans Servicing, LP  
C/o CT Corporation System  
818 West Seventh St.  
Los Angeles, CA 90017

Attn: Officer or Managing Agent  
Litton Loan Servicing, LP  
4828 Loop Central Dr., Suite 600  
Houston, TX 77081

1 Attn: Officer or Managing Agent  
2 Litton Loan Servicing, LP  
3 C/o CSC - Lawyers Incorporating Service  
2730 Gateway Oaks Dr.  
4 Suite 100  
5 Sacramento, CA 95833

6 Attn: Ramesh Singh  
7 GE Money Bank  
8 C/o Recovery Management Systems Corp.  
9 25 SE 2nd Avenue, Suite 1120  
10 Miami, FL 33131-1605

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